UNITED NATIONS

E

Economic and Social Council

Distr.
LIMITED

E/CN.4/1998/L.10/Add.10
23 April 1998

Original: ENGLISH

COMMISSION ON HUMAN RIGHTS
Fifty-fourth session
Agenda item 26

# REPORT TO THE ECONOMIC AND SOCIAL COUNCIL ON THE FIFTY-FOURTH SESSION OF THE COMMISSION

## DRAFT REPORT OF THE COMMISSION

Rapporteur: Mr. Roman KUZNIAR

CONTENTS*

Chapter — Page

X. QUESTION OF THE VIOLATION OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS IN ANY PART OF THE WORLD, WITH PARTICULAR REFERENCE TO COLONIAL AND OTHER DEPENDENT COUNTRIES AND TERRITORIES, INCLUDING:

(a) QUESTION OF HUMAN RIGHTS IN CYPRUS;

(b) STUDY OF SITUATIONS WHICH APPEAR TO REVEAL A CONSISTENT PATTERN OF GROSS VIOLATIONS OF HUMAN RIGHTS AS PROVIDED FOR IN COMMISSION RESOLUTION 8 (XXIII) AND ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS 1235 (XLII) AND 1503 (XLVIII): REPORT OF THE WORKING GROUP ON SITUATIONS ESTABLISHED BY ECONOMIC AND SOCIAL COUNCIL RESOLUTION 1990/41 OF 25 MAY 1990

* Documents E/CN.4/1998/L.10 and addenda will contain the chapters of the report relating to the organization of the session and the various items on the agenda. Resolutions and decisions adopted by the Commission, as well as draft resolutions and decisions for action by, and other matters of concern to, the Economic and Social Council, will be contained in documents E/CN.4/1998/L.11 and addenda.

X. QUESTION OF THE VIOLATION OF HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS IN ANY PART OF THE WORLD, WITH PARTICULAR REFERENCE TO COLONIAL AND OTHER DEPENDENT COUNTRIES AND TERRITORIES, INCLUDING:

(a) QUESTION OF HUMAN RIGHTS IN CYPRUS;

(b) STUDY OF SITUATIONS WHICH APPEAR TO REVEAL A CONSISTENT PATTERN OF GROSS VIOLATIONS OF HUMAN RIGHTS AS PROVIDED FOR IN COMMISSION RESOLUTION 8 (XXIII) AND ECONOMIC AND SOCIAL COUNCIL RESOLUTIONS 1235 (XLII) AND 1503 (XLVIII): REPORT OF THE WORKING GROUP ON SITUATIONS ESTABLISHED BY ECONOMIC AND SOCIAL COUNCIL RESOLUTION 1990/41 OF 25 MAY 1990

1. The Commission considered agenda item 10 and sub-item (a) at its 42nd to 49th meetings, from 14 to 16 April, at its .. meeting on 21 April 1998 and at its 59th meeting, on 22 April, 1998.1/ Item 10 (b) was considered by the Commission in closed session (see paragraphs 100-102 below).

2. For the documents issued under agenda item 10, see annex IV to the present report. For a list of all resolutions and decisions adopted by the Commission and Chairman's statements, by agenda item, see annex V to the present report.

3. At its 42nd meeting, on 14 April 1998, the following special rapporteurs introduced their reports:

(a) Special Rapporteur on the situation of human rights in Iraq, Mr. Max van der Stoel (E/CN.4/1998/67);

(b) Special Rapporteur on the situation of human rights in Burundi, Mr. Paulo Sérgio Pinheiro (E/CN.4/1998/72 and Add.1). At the 49th meeting, on 16 April 1998, the Special Rapporteur made his concluding remarks;

(c) Special Rapporteur on the situation of human rights in Rwanda, Mr. Michel Moussalli (E/CN.4/1998/60).

4. At the 43rd meeting, on 14 April 1998, the following special rapporteurs introduced their reports:

(a) Special Rapporteur on the situation of human rights in Afghanistan, Mr. Choong-Hyun Paik (E/CN.4/1998/71);

(b) Special Rapporteur on the situation of human rights in Equatorial Guinea, Mr. Alejandro Artucio (E/CN.4/1998/73 and Add.1).

5. At the same meeting, the Special Representative of the Commission on the situation of human rights in the Islamic Republic of Iran, Mr. Maurice Copithorne, introduced his report (E/CN.4/1998/59 and Corr.1).

6. At the 45th meeting, on 15 April 1998, the following special rapporteurs introduced their reports:

(a) Special Rapporteur on extrajudicial, summary or arbitrary executions, Mr. Bacre Waly N'diaye (E/CN.4/1998/68 and Add.1 to 3);

(b) Special Rapporteur on the situation of human rights in the Democratic Republic of the Congo, Mr. Roberto Garretón (E/CN.4/1998/65). Mr. Garretón also introduced the report of the joint investigative mission submitted to the General Assembly in June 1997 (E/CN.4/1998/64);

(c) Special Rapporteur on the situation of human rights in Cuba, Mr. Carl-Johan Groth (E/CN.4/1998/69);

(d) Special Rapporteur on the situation of human rights in Nigeria, Mr. Soli Sorabjee (E/CN.4/1998/62). At the 48th meeting, on 16 April 1998, the Special Rapporteur made his concluding remarks.

7. At the 46th meeting, on 15 April 1998, the High Commissioner for Human Rights, Ms. Mary Robinson, introduced her report on the Human Rights Field Operation in Rwanda (E/CN.4/1998/61).

8. At the 48th meeting, on 16 April 1998, the following special rapporteurs introduced their reports:

(a) Special Rapporteur on the situation of human rights in Myanmar, Mr. Rajsoomer Lallah (E/CN.4/1998/70);

(b) Special Rapporteur on the situation of human rights in the Sudan, Mr. Gáspár Bíró (E/CN.4/1998/66).

9. In the general debate on agenda item 10, statements[2]/ were made by the following members of the Commission: Argentina (46th), Belarus (46th), Canada (48th), Chile (42nd), China (46th), Congo (48th), Cuba (45th, 48th), Democratic Republic of the Congo (48th), India (48th), Indonesia (48th), Japan (43rd), Nepal (46th), Pakistan (48th), Poland (48th), Russian Federation (48th), Rwanda (42nd, 46th), Sri Lanka (46th), Sudan (48th), United Kingdom of Great Britain and Northern Ireland (on behalf of the European Union, Bulgaria, Cyprus, Czech Republic, Estonia, Hungary, Latvia, Lithuania, Romania, Slovakia and Slovenia) (42nd), United States of America (42nd, 45th).

10. The Commission heard statements by the observers for: Afghanistan (43rd), Algeria (48th), Armenia (47th), Australia (48th), Azerbaijan (49th), Bosnia and Herzegovina (49th), Burundi (42nd), Croatia (48th), Cyprus (47th), Democratic People's Republic of Korea (48th), Egypt (43rd), Equatorial Guinea (43rd), Greece (47th), Iran (Islamic Republic of) (43rd, 48th), Iraq (42nd, 43rd), Israel (48th), Kuwait (47th), Lebanon (47th), Myanmar (47th, 48th), New Zealand (43rd), Nicaragua (47th), Norway (47th), Portugal (48th), Saudi Arabia (47th), Singapore (43rd), Syrian Arab Republic (47th), United Republic of Tanzania (49th). The observer for Switzerland also made a statement (47th).

11. The Commission also heard statements by the following non-governmental organizations: African Commission of Health and Human Rights Promoters (43rd), Afro-Asian Peoples' Solidarity Organization (47th), Aliran Kesedaran Negara - National Consciousness Movement (44th), American Association of Jurists (45th), Amnesty International (43rd), Andean Commission of Jurists (46th), Anglican Consultative Council (47th), Arab Lawyers Union (44th), Arab Organization for Human Rights (45th), Article XIX: The International Centre against Censorship (43rd), Asian Buddhist Conference for Peace (45th), Asian Cultural Forum on Development (45th), Association for World Education (43rd), Baha'i International Community (44th), Canadian Council of Churches (44th), Catholic Institute for International Relations (44th), Centre for European Studies (47th), Centre Europe-Tiers Monde (43rd), Christian Democrat International (44th), Christian Solidarity International (46th), Commission of the Churches on International Affairs of the World Council of Churches (46th), Commission for the Defence of Human Rights in Central America (47th), Cuban Movement for Peace and the Sovereignty of Peoples (46th), European Union of Public Relations (47th), Family Planning Association of Pakistan (47th), Federation of Associations for the Defence and Promotion of Human Rights (47th), Federation of Cuban Women (45th), Felix Varela Centre (46th), France-Libertés: Fondation Danielle Mitterrand (46th), Franciscans International (43rd), General Arab Women Federation (44th), Human Rights Advocates (46th), Human Rights Watch (43rd), Indian Council of Education (46th), Indian Law Resource Centre (46th), Indian Movement "Tupaj Amaru" (46th), Inter-Parliamentary Union (44th), International Association of Democratic Lawyers (43rd), International Association for Religious

Freedom (45th), International Association against Torture (joint statement with December 12th Movement International) (46th), International Association for the Defence of Religious Liberty (47th), International Commission of Jurists (45th), International Confederation of Free Trade Unions (44th), International Educational Development (47th), International Federation of Action of Christians against Torture (45th), International Federation of Human Rights Leagues (44th), International Federation for the Protection of the Rights of Ethnic, Religious, Linguistic and Other Minorities (44th), International Federation of Rural Adult Catholic Movements (47th), International Federation of Women in Legal Careers (43rd), International Fellowship of Reconciliation (44th), International Human Rights Law Group (44th), International Institute for Non-Aligned Studies (46th), International Institute for Peace (46th), International League for Human Rights (44th), International League for the Rights and Liberation of Peoples (46th), International Peace Bureau (44th), International Pen (43rd), International Progress Organization (45th), International Service for Human Rights (47th), International Work Group for Indigenous Affairs (46th), Latin American Federation of Journalists (43rd), Movement against Racism and for Friendship among Peoples (46th), National Union of Jurists of Cuba (46th), North South XXI (46th), Pax Christi International (46th), Pax Romana (44th), Permanent Assembly for Human Rights (46th), Reporters without Borders - International (46th), Robert F. Kennedy Memorial (44th), Service Peace and Justice in Latin America (47th), Society for Threatened Peoples (44th), Transnational Radical Party (47th), Union of Arab Jurists (43rd), World Alliance of Reformed Churches (44th), World Confederation of Labour (47th), World Muslim Congress (47th), World Organization against Torture (43rd), World Society of Victimology (47th), Worldview International Foundation (44th).

12. Statements in exercise of the right of reply or its equivalent were made by the representatives of India (49th), Malaysia (47th), Pakistan (49th) and the Sudan (44th) and by the observers for Algeria (44th, 49th), Bahrain (44th), Belarus (44th), Costa Rica (44th), Cyprus (49th), the Democratic People's Republic of Korea (44th), Egypt (47th), Greece (49th), Iraq (44th, 47th), Jordan (47th), Kenya (47th), Kuwait (47th), Lebanon (49th), Nigeria (47th), the Syrian Arab Republic (49th) and Turkey (49th).

Situation of human rights in the Democratic Republic of the Congo

13. At the 56th meeting, on 21 April 1998, the representative of the United Kingdom of Great Britain and Northern Ireland (on behalf of the European Union) introduced draft resolution E/CN.4/1998/L.78, sponsored by Argentina, Australia, Austria, Belgium, Bulgaria, Canada, Chile, Cyprus, the Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Japan, Latvia, Lithuania, the Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Switzerland and the United Kingdom of Great Britain and Northern Ireland. Luxembourg, Norway and the United States of America subsequently joined the sponsors.

14. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

15. A statement in connection with the draft resolution was made by the representative of the Democratic Republic of the Congo.

16. At the request of the representative of the Democratic Republic of the Congo, a roll-call vote was taken on the draft resolution, which was adopted by 28 votes to 7, with 18 abstentions. The voting was as follows:

In favour: Argentina, Austria, Belarus, Brazil, Canada, Cape Verde, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Ireland, Italy, Japan, Luxembourg, Peru, Poland, Republic of Korea, Russian Federation, South Africa, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela.

Against: China, Congo, Cuba, Democratic Republic of the Congo, Indonesia, Rwanda, Uganda.

Abstaining: Bangladesh, Bhutan, Botswana, India, Indonesia, Madagascar, Malaysia, Mali, Mexico, Morocco, Mozambique, Nepal, Pakistan, Philippines, Senegal, Sri Lanka, Sudan, Tunisia.

17. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/61.

Human rights situation in southern Lebanon and West Bekaa

18. At the 56th meeting, on 21 April 1998, the representative of Tunisia (on behalf of the Arab League) introduced draft resolution E/CN.4/1998/L.80, sponsored by Afghanistan, Algeria, Bahrain, Bangladesh, Cuba, the Democratic Republic of the Congo, Egypt, Indonesia, Jordan, Kuwait, Lebanon, Malaysia, Mauritania, Morocco, Oman, Qatar, Saudi Arabia, the Sudan, the Syrian Arab Republic, Tunisia and Yemen. Pakistan subsequently joined the sponsors.

19. The eighth preambular paragraph of the draft resolution was orally revised by the representative of Tunisia.

20. The representative of the United States of America requested a vote. At the request of the representative of Tunisia, a roll-call vote was taken on the draft resolution, as orally revised, which was adopted by 52 votes to 1, with no abstentions. The voting was as follows:

In favour: Argentina, Austria, Bangladesh, Belarus, Bhutan, Botswana, Brazil, Canada, Cape Verde, Chile, China, Congo, Cuba, Czech Republic, Democratic Republic of the Congo, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Guinea, India, Indonesia, Ireland, Italy, Japan, Luxembourg, Madagascar, Malaysia, Mali, Mexico, Morocco, Mozambique, Nepal, Pakistan, Peru, Philippines, Poland, Republic of Korea, Russian Federation, Rwanda, Senegal, South Africa, Sri Lanka, Sudan, Tunisia, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, Uruguay, Venezuela.

Against: United States of America.

Abstaining: None.

21. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/62.

Situation of human rights in Myanmar

22. At the 56th meeting, on 21 April 1998, the representative of the United Kingdom of Great Britain and Northern Ireland (on behalf of the European Union) introduced draft resolution E/CN.4/1998/L.81/Rev.1, sponsored by Australia, Austria, Belgium, Bulgaria, Canada, Cyprus, the Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, the Netherlands,

New Zealand, Norway, Poland, Portugal, Romania, San Marino, Slovakia, Slovenia, Spain, Sweden, Switzerland, the United Kingdom of Great Britain and Northern Ireland and the United States of America. Costa Rica subsequently joined the sponsors.

23. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

24. A statement in connection with the draft resolution was made by the observer for Myanmar.

25. The draft resolution was adopted without a vote. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/63.

Situation of human rights in Nigeria

26. At the 56th meeting, on 21 April 1998, the representative of the United Kingdom of Great Britain and Northern Ireland (on behalf of the European Union) introduced draft resolution E/CN.4/1998/L.83, sponsored by Argentina, Australia, Austria, Belgium, Bulgaria, Canada, the Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Japan, Latvia, Lithuania, Luxembourg, the Netherlands, Poland, Portugal, Romania, San Marino, Slovakia, Slovenia, Spain, Sweden, Switzerland and the United Kingdom of Great Britain and Northern Ireland. New Zealand, Norway and the United States of America subsequently joined the sponsors.

27. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution and the proposed amendment.

28. A statement in connection with the draft resolution was made by the observer for Nigeria.

29. Statements in explanation of vote before the vote were made by the representatives of China, Guinea and Uganda.

30. At the request of the representative of Senegal, a roll-call vote was taken on the draft resolution which was adopted by 28 votes to 9, with 16 abstentions. The voting was as follows:

In favour: Argentina, Austria, Belarus, Brazil, Canada, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Ireland, Italy, Japan, Luxembourg, Peru, Poland, Republic of Korea, Russian Federation, South Africa, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela.

Against: China, Congo, Cuba, Guinea, Indonesia, Mali, Pakistan, Rwanda, Sudan.

Abstaining: Bangladesh, Bhutan, Botswana, Cape Verde, Democratic Republic of the Congo, India, Madagascar, Malaysia, Mexico, Morocco, Mozambique, Nepal, Philippines, Senegal, Sri Lanka, Tunisia.

31. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/64.

Situation of human rights in Iraq

32. At the 56th meeting, on 21 April 1998, the representative of the United Kingdom of Great Britain and Northern Ireland (on behalf of the European Union) introduced draft resolution E/CN.4/1998/L.85, sponsored by Argentina, Australia, Austria, Belgium, Bulgaria, Canada, Cyprus, the Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Japan, Kuwait, Latvia, Liechtenstein, Lithuania, Luxembourg, the Netherlands, Norway, Poland, Portugal, Romania, Slovenia, Spain, Sweden, Switzerland, the United Kingdom of Great Britain and Northern Ireland and the United States of America. Costa Rica and Slovakia subsequently joined the sponsors.

33. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution and the proposed amendment.

34. Statements in connection with the draft resolution were made by the observers for Iraq, Kuwait and the United Kingdom of Great Britain and Northern Ireland.

35. Statements in explanation of vote before the vote were made by the representatives of the Russian Federation and the Sudan.

36. The representative of the Russian Federation proposed that operative paragraphs 2(a), 3(h), 3(j), 3(k) and 3(m) of the resolution be voted on, as a group, separately from the resolution. At his request a roll-call vote was taken. The Commission decided, by 28 votes to none, with 24 abstentions, to retain these paragraphs. The voting was as follows:

In favour: Argentina, Austria, Bhutan, Botswana, Brazil, Canada, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Ireland, Italy, Japan, Luxembourg, Peru, Poland, Republic of Korea, Senegal, South Africa, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay.

Against: None.

Abstaining: Bangladesh, Belarus, China, Congo, Cuba, Democratic Republic of the Congo, Guinea, India, Indonesia, Madagascar, Malaysia, Mali, Mexico, Morocco, Mozambique, Nepal, Pakistan, Philippines, Russian Federation, Rwanda, Sri Lanka, Sudan, Tunisia, Venezuela.

37. At the request of the representative of the Sudan, a roll-call vote was taken on the draft resolution which was adopted by 32 votes to none, with 21 abstentions. The voting was as follows:

In favour: Argentina, Austria, Belarus, Bhutan, Botswana, Brazil, Canada, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Ireland, Italy, Japan, Luxembourg, Mexico, Peru Poland, Republic of Korea, Russian Federation, Senegal, South Africa, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela.

Against: None.

Abstaining: Bangladesh, Cape Verde, China, Congo, Cuba, Democratic Republic of the Congo, Guinea, India, Indonesia, Madagascar, Malaysia, Mali, Morocco, Mozambique, Nepal, Pakistan, Philippines, Rwanda, Sri Lanka, Sudan, Tunisia.

38. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/65.

Situation of human rights in Bosnia and Herzegovina, the Republic of Croatia and the Federal Republic of Yugoslavia (Serbia and Montenegro)

39. At the 56th meeting, on 21 April 1998, the representative of the United States of America introduced draft resolution E/CN.4/1998/L.86 sponsored by Bulgaria, Canada, Cyprus, the Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, the Netherlands, Romania, Slovenia, Switzerland, the United Kingdom of Great Britain and Northern Ireland, the United States of America. Albania, Australia, Austria, Belgium, Bosnia and Herzegovina, Germany, Ireland, the Islamic Republic of Iran, Japan, Morocco, New Zealand, Norway, Slovakia, Spain, Sweden, the former Yugoslav Republic of Macedonia subsequently joined the sponsors.

40. The representative of the United States of America orally revised the title of the draft resolution and operative paragraphs 4, 7, 9(d), 10(c), 10(g), 14(b), 14(c), 22, 24(f), 33, 37, and 40(b), and introduced a new paragraph after operative paragraph 18.

41. A statement in connection with the draft resolution was made by the observer for Bosnia and Herzegovina.

42. At the request of the representatives of France and the Russian Federation, consideration of the draft resolution was postponed.

43. At its 59th meeting, on 22 April 1998, the Commission resumed consideration of revised draft resolution E/CN.4/1998/L.86/Rev.1

44. Operative paragraph 25(g) of the draft resolution was orally revised by the representative of the United States of America.

45. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

46. A statement in connection with the draft resolution was made by the observer for Croatia.

47. Statements in explanation of vote before the vote were made by the representatives of China and the Russian Federation.

48. At the request of the representative of the Russian Federation, a roll-call vote was taken on operative paragraphs 22, 25, 29(b), 30, 33 and 35 together. The Commission decided, by 35 votes to 2, with 15 abstentions, to retain these paragraphs. The voting was as follows:

In favour: Argentina, Austria, Bangladesh, Bhutan, Botswana, Brazil, Canada, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Ireland, Italy, Japan, Luxembourg, Malaysia, Morocco, Mozambique, Nepal, Pakistan, Peru, Philippines, Poland, Republic of Korea, Senegal, Sudan, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela.

Against: Belarus, Russian Federation.

Abstaining: Cape Verde, China, Cuba, Democratic Republic of the Congo, Guatemala, Guinea, India, Indonesia, Madagascar, Mali, Mexico, Rwanda, South Africa, Sri Lanka, Tunisia.

49. At the request of the representative of the Russian Federation, a roll-call vote was taken on the draft resolution, as orally revised, which was adopted by 41 votes to none, with 12 abstentions. The voting was as follows:

In favour: Argentina, Austria, Bangladesh, Bhutan, Botswana, Brazil, Canada, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Indonesia, Ireland, Italy, Japan, Luxembourg, Malaysia, Mali, Mexico, Morocco, Mozambique, Nepal, Pakistan, Peru, Philippines, Poland, Republic of Korea, Senegal, South Africa, Sudan, Tunisia, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela.

Against: None.

Abstaining: Belarus, Cape Verde, China, Congo, Cuba, Democratic Republic of the Congo, Guinea, India, Madagascar, Russian Federation, Rwanda, Sri Lanka.

50. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/79.

Cooperation with representatives of United Nations human rights bodies

51. At the 56th meeting, on 21 April 1998, the observer for Hungary introduced draft resolution E/CN.4/1998/L.87, sponsored by Argentina, Austria, Brazil, Canada, Chile, Denmark, Haiti, Honduras, Hungary, Ireland, Italy, Japan, the Netherlands, Norway, Poland, Romania, Sweden, Switzerland, the United Kingdom of Great Britain and Northern Ireland, the United States of America and Uruguay. Australia, the Dominican Republic and El Salvador subsequently joined the sponsors.

52. The draft resolution was adopted without a vote. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/66.

Situation of human rights in the Sudan

53. At the 56th meeting, on 21 April 1998, the representative of the United States of America introduced draft resolution E/CN.4/1998/L.88, sponsored by Australia, Belgium, Bulgaria, Canada, the Czech Republic, Denmark, Finland, France, Germany, Greece, Hungary, Iceland, Italy, Japan, Latvia, Liechtenstein, Luxembourg, Norway, Portugal, Romania, Slovakia, Spain, the United Kingdom of Great Britain and Northern Ireland and the United States of America. Argentina, Austria, Ireland, the Netherlands, Poland, Slovakia and Sweden subsequently joined the sponsors.

54. The representative of the United States of America orally revised operative paragraphs 10 and 11, and introduced a new operative paragraph after operative paragraph 6.

55. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

56. A statement in explanation of vote before the vote was made by the representative of the Sudan.

57. At the request of the representative of the Sudan, a roll-call vote was taken on the draft resolution, as orally revised, which was adopted by 31 votes to 6, with 16 abstentions. The voting was as follows:

In favour: Argentina, Austria, Belarus, Botswana, Brazil, Canada, Cape Verde, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Ireland, Italy, Japan, Luxembourg, Mexico, Peru, Poland, Republic of Korea, Russian Federation, South Africa, Uganda, Ukraine, United Kingdom of Great Britain and Northern Ireland, United States of America, Uruguay, Venezuela.

Against: China, Cuba, India, Indonesia, Pakistan, Sudan.

Abstaining: Bangladesh, Bhutan, Congo, Democratic Republic of the Congo, Guinea, Madagascar, Malaysia, Mali, Morocco, Mozambique, Nepal, Philippines, Rwanda, Senegal, Sri Lanka, Tunisia.

58. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/67.

Situation of human rights in Cuba

59. At the 56th meeting, on 21 April 1998, the Commission considered draft resolution E/CN.4/1998/L.89.

60. The representative of the United States of America requested that consideration of the draft resolution be postponed.

61. Statements in connection with the draft resolution were made by the representatives of Argentina, Canada, China, Cuba and Mexico.

62. The Commission decided to act upon the draft resolution. The representative of the United States of America introduced draft resolution E/CN.4/1998/L.89, sponsored by Australia, Belgium, Bulgaria, Canada, the Czech Republic, Denmark, El Salvador, Finland, Germany, Hungary, Iceland, Israel, the Netherlands, Nicaragua, Norway, Romania, San Marino, Slovenia, Sweden, the former Yugoslav Republic of Macedonia, the United Kingdom of Great Britain and Northern Ireland and the United States of America. Albania, Japan, Lithuania, Poland, Portugal and Switzerland subsequently joined the sponsors.

63. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

64. Statements in explanation of vote before the vote were made by the representatives of Chile, China, Cuba and Uruguay.

65. At the request of the representative of Cuba, a roll-call vote was taken on the draft resolution, which was rejected by 19 votes to 16, with 18 abstentions. The voting was as follows:

In favour: Argentina, Austria, Canada, Czech Republic, Denmark, El Salvador, France, Germany, Ireland, Italy, Japan, Luxembourg, Poland, Republic of Korea, United Kingdom of Great Britain and Northern Ireland, United States of America.

Against: Belarus, Bhutan, Cape Verde, China, Congo, Cuba, Democratic Republic of the Congo, Guinea, India, Indonesia, Malaysia, Mali, Mozambique, Pakistan, Russian Federation, Rwanda, South Africa, Sudan, Uganda.

Abstaining: Bangladesh, Botswana, Brazil, Chile, Ecuador, Guatemala, Madagascar, Mexico, Morocco, Nepal, Peru, Philippines, Senegal, Sri Lanka, Tunisia, Ukraine, Uruguay, Venezuela.

Extrajudicial, summary or arbitrary executions

66. At the 57th meeting, on 21 April 1998, the observer for Sweden introduced draft resolution E/CN.4/1998/L.90, sponsored by Argentina, Australia, Austria, Belgium, Bulgaria, Canada, Chile, Cyprus, the Czech Republic, Denmark, El Salvador, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, Madagascar, Nepal, the Netherlands, New Zealand, Norway, Poland, Portugal, Romania, San Marino, Senegal, Slovakia, Slovenia, South Africa, Spain, Sweden, Switzerland, the former Yugoslav Republic of Macedonia, Uganda, the United Kingdom of Great Britain and Northern Ireland, Uruguay and Venezuela. Cape Verde, the Dominican Republic, Georgia, Guinea and Ukraine subsequently joined the sponsors.

67. The representative of Sweden orally revised operative paragraphs 6, 17 and 22 of the draft resolution.

68. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

69. A statement in explanation of vote before the vote was made by the representative of the United States of America.

70. The draft resolution, as orally revised, was adopted without a vote. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/68.

The question of human rights in Afghanistan

71. At the 57th meeting, on 21 April 1998, the Commission considered draft resolution E/CN.4/1998/L.91.

72. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

73. The representative of Italy orally revised operative paragraph 3 of the draft resolution.

74. Statements in connection with the draft resolution were made by the representatives of Italy and Pakistan.

75. The Commission decided to adopt draft resolution E/CN.4/1998/L.91, as orally revised, without a vote, as a resolution proposed by the Chairman. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/70.

Situation of human rights in the Islamic Republic of Iran

76. At the 57th meeting, on 21 April 1998, the representative of the United Kingdom of Great Britain and Northern Ireland introduced draft resolution E/CN.4/1998/L.100, sponsored by Australia, Austria, Belgium, Bulgaria, Canada, Costa Rica, the Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland, Ireland, Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, the Netherlands, Norway, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, Switzerland, the United Kingdom of Great Britain and Northern Ireland and the United States of America. San Marino subsequently joined the sponsors.

77. Statements in connection with the draft resolution were made by the representatives of Mexico, Morocco, Pakistan and the United Kingdom of Great Britain and Northern Ireland.

78. The representative of Pakistan introduced proposed amendments to draft resolution E/CN.4/1998/100 (E/CN.4/1998/105).

79. In accordance with rule 52 of the rules of procedure of the functional commissions of the Economic and Social Council, the Commission decided to postpone consideration of draft resolution E/CN.4/1998/L.100.

80. At its 58th meetings, on 22 April 1998, the Commission resumed consideration of draft resolution E/CN.4/1998/L.100 and the proposed amendments thereto (E/CN.4/1998/L.105).

81. A statement in connection with the draft resolution and the proposed amendments thereto was made by the representative of Pakistan.

82. At the request of the representative of the United Kingdom of Great Britain and Northern Ireland, consideration of the draft resolution and the proposed amendments thereto was postponed.

83. At its 59th meeting, on 22 April 1998, the Commission resumed consideration of draft resolution E/CN.4/1998/L.100 and the proposed amendments thereto (E/CN.4/1998/L.105).

84. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

85. Statements in connection with the draft resolution were made by the representatives of Bangladesh, China, Germany, Indonesia, Pakistan, the Russian Federation, the Sudan and the United Kingdom of Great Britain and Northern Ireland (on behalf of the European Union) and by the observer for the Islamic Republic of Iran.

86. The representative of Pakistan withdrew the proposed amendments to draft resolution E/CN.4/1998/L.100. At his request, a roll-call vote was taken on the draft resolution, which was adopted by 23 votes to 14, with 16 abstentions. The voting was as follows:

In favour: Argentina, Austria, Botswana, Brazil, Canada, Chile, Czech Republic, Denmark, Ecuador, El Salvador, France, Germany, Guatemala, Ireland, Italy, Japan, Luxembourg, Peru, Poland, Russian Federation, United Kingdom of Great Britain and Northern Ireland, United States of America, Venezuela.

Against: Bangladesh, Bhutan, China, Congo, Cuba, Guinea, India, Indonesia, Malaysia, Mali, Morocco, Pakistan, Philippines, Sudan.

Abstaining: Belarus, Cape Verde, Democratic Republic of the Congo, Madagascar, Mexico, Mozambique, Nepal, Republic of Korea, Rwanda, Senegal, South Africa, Sri Lanka, Tunisia, Uganda, Ukraine, Uruguay.

87. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/80.

Situation of human rights in Rwanda

88. At the 57th meeting, on 21 April 1998, the representative of Senegal (on behalf of the African Group) introduced draft resolution E/CN.4/1998/L.101, sponsored by Senegal (on behalf of the African Group). Australia, Canada, New Zealand, Switzerland and the United States of America subsequently joined the sponsors.

89. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

90. A statement in connection with the draft resolution was made by the representative of Canada.

91. The draft resolution was adopted without a vote. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/69.

Situation of human rights in Equatorial Guinea and assistance in the field of human rights

92. At the 57th meeting, on 21 April 1998, the representative of Senegal (on behalf of the African Group) introduced draft resolution E/CN.4/1998/L.104, sponsored by Senegal (on behalf of the African Group). The United States of America subsequently joined the sponsors.

93. In accordance with rule 28 of the rules of procedure of the functional commissions of the Economic and Social Council, the attention of the Commission was drawn to the estimated administrative and programme budget implications 3/ of the draft resolution.

94. The draft resolution was adopted without a vote. For the text of the resolution as adopted, see chapter II, section A, resolution 1998/71.

(a) Question of human rights in Cyprus

95. At the 57th meeting, on 21 April 1998, the Chairman submitted a draft decision on the question of human rights in Cyprus. The draft decision was adopted without a vote. For the text of the decision as adopted, see chapter II, section B, decision 1998/109.

(b) Study of situations which appear to reveal a consistent pattern of gross violations of human rights as provided for in Commission resolution 8 (XXIII) and Economic and Social Council resolutions 1235 (XLII) and 1503 (XLVIII): report of the Working Group on Situations established by Economic and Social Council resolution 1990/41 of 25 May 1990

96. The Commission considered agenda item 10 (b) in closed session at its 36th and 37th meetings, on 8 April 1998. It had before it for consideration under Economic and Social Council resolution 1503 (XLVIII) the human rights situations in Chad, the Gambia, Japan, Kyrgyzstan, Paraguay, Peru, Saudi Arabia, Sierra Leone and Yemen, as publicly announced by the Chairman. The Chairman also announced that the Commission had decided to discontinue consideration of the human rights situations in Japan, Kyrgyzstan, Paraguay, Peru, Saudi Arabia and Yemen.

97. The Chairman reminded the members of the Commission that, in conformity with paragraph 8 of Economic and Social Council resolution 1503 (XLVIII), they should not make any reference in public debate to the confidential decisions taken under that resolution or to any confidential material relating thereto.

98. In accordance with rule 21 of the rules of procedure of the functional commissions of the Economic and Social Council, and after consultations with the regional groups, the Chairman would designate five members of the Commission to serve in their personal capacity on the Working Group on Situations to meet prior to the fifty-fifth session of the Commission in 1999.

- More to come -

- - - - -